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TO Examiner George A. Suchfield
USPTO

FROM Del S. Christensen

DATE Feb 12, 2004

PAGE 3 + COVER PAGE

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SUBJECT: Terminal Disclaimer & Fee Authorization
for US 09/1841,444


Very truly yours,
Shell Oil Company

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FEB 12 2004

OFFICE

PATENT
TH1948

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/841,444

Confirmation No.: 4543

Filing Date: April 24, 2001

Inventors: Wellington et al.

Title: IN SITU THERMAL
PROCESSING OF A
HYDROCARBON
CONTAINING FORMATION
IN A REDUCING
ENVIRONMENT

§ Examiner: G. A. Suchfield

§ Art Unit: 3672

§ Atty. Dkt. No.: 5659-02300/EBM

CERTIFICATE OF FACSIMILE FILING

DATE OF
TRANSMISSION:

Feb 12, 2004

I hereby certify that this correspondence is being sent by
facsimile to the United States Patent and Trademark Office, Fax
No. (703) 872-9306 on the date indicated above.
Del S. ChristensenTERMINAL DISCLAIMER TO OBEVATE A DOUBLE PATENTING REJECTION
OVER A PATENT APPLICATION

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

1. Applicant is the owner of all rights in the captioned patent application. Applicant certifies that it is the assignee of the entire right, title and interest in the captioned patent application by virtue of an assignment from the inventors of the captioned patent application, the assignment recorded with the Patent and Trademark Office at Reel 012600, Frame 0219.
2. Applicant is the owner of all rights in U.S. Patent Application No. 10/128,701. Applicant certifies that it is the assignee of the entire right, title and interest in U.S. Patent Application No. 10/128,701 by virtue of an assignment from the inventors of the patent application, the assignment recorded with the Patent and Trademark Office at Reel 013477, Frame 013477.
3. As sole owner in the captioned patent application, Applicant hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the captioned patent

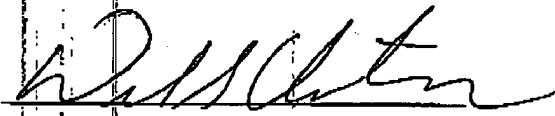
application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of any patent granted on U.S. Patent Application No. 10/128,701.

4. Applicant hereby agrees that any patent granted on the captioned patent application shall be enforceable only for and during such period that the patent and any patent granted on U.S. Patent Application No. 10/128,701 are commonly owned. This agreement runs with any patent granted on the captioned patent application and is binding upon the grantees of such patent, and its or his successors or assigns.

5. In making the above disclaimer, Applicant does not disclaim the terminal part of any patent granted on the captioned patent application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of a patent granted on U.S. Patent Application No. 10/128,701, as presently shortened by any terminal disclaimer, in the event that the patent granted on U.S. Patent Application No. 10/128,701 later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

6. A fee authorization for the required fee is attached.

By:



Del S. Christensen
Senior Counsel for Shell Oil Company
Reg. No. 33,482

SHELL OIL COMPANY
P.O. BOX 2463
HOUSTON, TX 77252-8463
(713) 241-3997 (voice)
(713) 241-6617 (facsimile)

Date: Feb. 12, 2004

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TH1948

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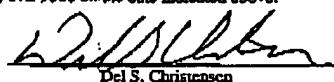
Art Unit: 3672

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Del S. Christensen

FEE AUTHORIZATION

Commissioner for Patents
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Alexandria, VA 22313-1450

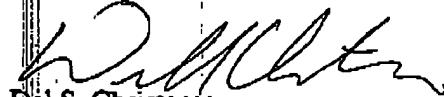
Sir:

The Commissioner is hereby authorized to charge the following fees to Shell Oil Co.
Deposit Account Number 19-1800/TH1948:

1. Terminal Disclaimer Fee \$110.00

TOTAL AMOUNT: \$110.00The Commissioner is also authorized to charge any extension fee or other fees that may
be necessary to the same account number.

Respectfully submitted,

Del S. Christensen
Senior Counsel for Shell Oil Company
Reg. No. 33,482SHELL OIL COMPANY
P.O. Box 2463
HOUSTON, TX 77252-8463
(713) 241-3997 (voice)
(713) 241-6617 (facsimile)Date: Feb 12, 2004